



Department of Energy
Richland Operations Office
P.O. Box 550
Richland, Washington 99352

04-PRO-0017

OCT 14 2003

Mr. D. B. Van Leuven, President
and Chief Executive Officer
Fluor Hanford, Inc.
Richland, Washington 99352

Dear Mr. Van Leuven:

CONTRACT NO. DE-AC06-96RL13200 – CONTRACT MODIFICATION M188,
REVISION TO SECTION J, APPENDICES B, C, AND SECTION C, STATEMENT
OF WORK

Enclosed for your files is a fully executed signed original of Contract Modification M188. This modification clarifies contract Overtime Control Plan requirements in Section J, Appendix B, and in Section C, Statement of Work, as well as updates to pages in Section J, Appendix C, Requirement Sources and Implementing Documents. If you have any questions, please contact me, or your staff may contact Alan Hopko, Procurement Division, on (509) 376-2031.

Sincerely,

Sally A. Sieracki
Sally A. Sieracki
Contracting Officer

PRO:AEH

Enclosure

cc w/o encl:
W. J. Hoogendoorn, FHI

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT		1. CONTRACT ID CODE	PAGE 1 OF 2 PAGES
2. AMENDMENT/MODIFICATION NO. M188	3. EFFECTIVE DATE See Block 16C	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)
6. ISSUED BY U.S. Department of Energy Richland Operations Office 825 Jadwin Avenue, MSIN A7-80 Richland, WA 99352	CODE	7. ADMINISTERED BY (If other than Item 6)	CODE
8. NAME AND ADDRESS OF CONTRACTOR (No. Street, county, State and ZIP: Code) Fluor Hanford, Inc. 2420 Stevens Center PO Box 1000 Richland, WA 99352		(6)	9A. AMENDMENT OF SOLICITATION NO.
			9B. DATED (SEE ITEM 11)
			10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC06-96RL13200
			10B. DATED (SEE ITEM 13) 08/06/96
CODE	FACILITY CODE		

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

☐ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☐ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and returning one (1) copy of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATA SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and data specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

N/A \$0.00

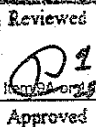
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

(6)	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
X	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: Mutual Agreement and Clause I.16, DEAR 970.5204-2, Laws Regulations, and DOE Directives (DEC 2000)
	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor ☐ is not, ☒ is required to sign this document and return 2 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

This modification incorporates updated pages to the contract Section C, Statement of Work, Section J, Appendix B, and Section J, Appendix C. Updated pages are attached to this Modification. The changes incorporated by this attachment are summarized on page 2.



Except as provided herein, all terms and conditions of the document referenced in Block 16C as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) David B. Van Leuven, President and Chief Executive Officer	15B. CONTRACTOR/OFFEROR 	15C. DATE SIGNED 10-6-03	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Sally A. Sieracki Contracting Officer	16B. UNITED STATES OF AMERICA BY	16C. DATE SIGNED 14 Oct 03
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- A. Replacement Page J-B-3 of Section J, Appendix B, is incorporated. This page clarifies contract requirements regarding an Overtime Control Plan.
- B. Replacement Page C-130 of Section C, Statement of Work, is incorporated. This page has added language concerning requirements of an Overtime Control Plan.
- C. Replacement Section J, Appendix C, Requirement Sources and Implementing Documents, pages J-C-2 and J-C-6 and J-C-7 are incorporated. The changes in these pages are summarized as follows:

Deleted:

41 CFR 102-2000
CRD O 470.2A

CRD O 420.1, Chg 3 (Supp Rev 0)
CRD O 442.1A (Supp Rev 0)
CRD O 551.1A (Supp Rev 1)

Public Contracts and Property Management
Security and Emergency Management Independent Oversight
and Performance Assurance Program
Facility Safety
Department of Energy Employee Concerns Program
Official Foreign Travel

Added:

41 CFR 102-192
CRD O 470.2B (Supp Rev 2)

CRD O 420.1A (Supp Rev 0)

CRD O 442.1A (Supp Rev 1)
CRD O 551.1A, Chg 1 (Supp Rev 0)

Mail Management
Independent Oversight and Performance Assurance Program
(Implementation in accordance with RL letter
03-PRO-590 dated July 18, 2003)
Facility Safety
(Implementation in accordance with RL letter
03-PRO-0502 dated June 13, 2003)
Department of Energy Employee Concerns Program
Official Foreign Travel

Corrections:

CRD M 140.1-1B

DOE 5480.20A

DOE/RL 96-68, Chg 2

Classified Matter Protection and Control Manual (Chapter
III, paragraph 1 and 2, and Chapter IV)
Personnel Selection, Qualifications, and Training
Requirements for DOE Nuclear Facilities
Hanford Analytical Services Quality Assurance
Requirements Document

Now reads:

CRD M 140.1-1B

CRD 5480.20A

DOE/RL 96-68, Rev 2

Interface with the Defense Nuclear Facilities Safety
Board
Personnel Selection, Qualifications, and Training
Requirements for DOE Nuclear Facilities
Hanford Analytical Services Quality Assurance
Requirements Document

SCOPE	REQUIREMENT(S)	DELIVERABLES	GFS/GFI
	<p>for that contract.</p> <p>The Contractor shall maintain and administer a financial management system as described in the Contractor Management Plan that (1) is suitable to provide proper accounting in accordance with Generally Accepted Accounting Principles, and Cost Accounting Standards, except as modified by DOE requirements; (2) supports financial planning and budget formulation, validation, execution, and the recasting or changing of DOE funding or task codes such as Budget and Reporting Numbers (B&R), activity data sheet numbers (ADS), and local projects/tasks; (3) maintains proper funding authorization including submittal of a Funding Change Proposal when Approved Funding Program changes between PBS's or changes between Operating, Capital Equipment, or General Plant Projects within a PBS are required; (4) integrates and reports the financial information for subcontractors; and (5) provides all other necessary financial reports, which shall include accumulating and reporting indirect and support costs by function. The Contractor will be requested, periodically, to provide certain functional cost information not normally provided to DOE on a routine basis, but should be otherwise available through query of the Contractor's accounting system.</p> <p>The Contractor will assume existing responsibilities for accounting control of special nuclear materials. The Contractor will continue to operate the classified Departmental Inventory Management System (DIMS), which reports the financial aspects of special nuclear material inventory changes and status.</p> <p>The financial management systems of Major Subcontractors shall have the same level of detail required of the Contractor and be consistent with the requirements of this clause.</p> <p>The use of overtime is authorized under this contract if the overtime premium cost does not exceed 12% of total payroll.</p>	<p>required)</p> <p>Erroneous Payment Report (Quarterly)</p> <p>FAS 106 Valuation (Annual)</p> <p>FAS 87 Valuation (Annual)</p> <p>Financial Information System (FIS) Management & Reporting System (MARS) (Month-End Deadlines)</p> <p>Fiscal Year 200X Contractor Post Retirement Benefits Other Than Pensions Data for DOE Financial Statement Disclosures (Annual)</p> <p>Fiscal Year 200X Financial Statement Disclosures on Contract Pension Obligations and Post Retirement Benefits Other Than Pensions (Annual)</p> <p>Fiscal Year 200X Workman's Compensation with Rate of 2% (As required)</p> <p>Fiscal Year 200X Year-End Requirements and FY200X Planning Requirements (Annual)</p> <p>Fiscal Year 200X Travel Target Fourth Quarter Report and Fiscal Year 200X Travel Target Request (Annual)</p> <p>Fluor Hanford, Inc., Cost Submittal FHXXXX (Monthly)</p> <p>Functional Support Cost Reporting (FSCR) for FY200X (Annual)</p> <p>Quarterly Reconciling Transfers (Transfers To and Transfers From)</p> <p>Reconciliation of Activities Charged to Suspense Debits and Budget and Reporting (B&R) Number (Monthly)</p> <p>Report of Compensation (Form DOE-F-3230.6a) (Annual)</p> <p>Report of Contractor Hours and Earnings (Annual)</p>	

Compensation Increase Plan for exempt employees and a Compensation Increase Plan for non-exempt, non-bargaining employees for review and approval. The funds are calculated as a percentage of exempt and non-exempt, non-bargaining base payroll at the end of the prior salary year, expressed as an annualized amount. The plans will include a separate fund for retention and recruitment incentives as defined under 4.1.8.

All increases are charged to the fund on an annualized basis. Once an individual's salary increase is charged to the fund, reuse of that amount, i.e., recovery, for any other purpose during the salary year is unallowable. If an individual terminates before receiving an increase, the portion of the fund allocated for that increase may remain in the fund.

The Contractor shall also provide a copy of the annually developed salary guidelines prepared for supervisory use, indicating the parameters for granting various increases based on employee performance and current salary.

The dollar amounts of the funds shall be subject to review and adjustment by the Contracting Officer upon a significant reduction in Contractor employment levels, as in a reduction-in-force.

- 4.1.2 Top Management Official Salary Approval – The base annual salary for the Contractor's Top Management Official is reimbursable only to the extent the salary has been approved on DOE Form 3220.5, Application for Contractor Compensation Approval, or other approved form, by the Contracting Officer.

The Contractor will provide supporting information with DOE Form 3220.5 (or other approved form) 30 days in advance of the effective date.

- 4.1.3 Incentive Compensation, Bonuses and Project Assignment Allowances – Except as specifically set forth in 4.1.8 "Recruitment and Retention Incentives", other forms of Incentive Compensation, Bonuses, and Project Assignment Allowances will not be allowable costs under this Contract unless specifically approved in advance by the Contracting Officer.

- 4.1.4 Salary Structures – The Contractor shall establish separate salary structures containing position grades, classifications, and salary ranges for exempt and for non-exempt, non-bargaining employees who are assigned to work on the Contract. The structures shall be submitted to the Contracting Officer for review and approval in advance of incurrence of costs. No salary above the maximum of the salary range shall be allowable except in those cases where a "red circle" rate is authorized by the Contracting Officer.

- 4.1.5 Overtime Control Plan – If the overtime premium cost exceeds 12 percent of total payroll, the Contractor shall submit to the Contracting Officer for approval an annual overtime control plan that includes at a minimum (1) an

J.C.1 FEDERAL, STATE AND LOCAL LAWS AND REGULATIONS

J.C.1.1 Code of Federal Regulations (CFR)

Document Number	Title
10 CFR 71	Packaging And Transportation Of Radioactive Material
10 CFR 72	Licensing Requirements For The Independent Storage Of Spent Nuclear Fuel
10 CFR 73	Physical Protection Of Plants And Materials
10 CFR 436	Federal Energy Management And Planning Programs
10 CFR 707	Workplace Substance Abuse Programs At DOE Sites
10 CFR 708	DOE Contractor Employee Protection Program
10 CFR 710	Criteria And Procedures For Determining Eligibility For Access To Classified Matter Or Special Nuclear Material
10 CFR 820	Procedural Rules For DOE Nuclear Activities
10 CFR 830	Nuclear Safety Management
10 CFR 835	Occupational Radiation Protection
10 CFR 850	Chronic Beryllium Disease Prevention Program
10 CFR 1021	National Environmental Policy Act Implementing Procedures
29 CFR 1904	Recording And Reporting Occupational Injuries And Illnesses
29 CFR 1910	Occupational Safety And Health Standards
29 CFR 1926	Safety And Health Regulations For Construction
36 CFR 1220	Federal Records, General
36 CFR 1222	Creation And Maintenance Of Federal Records
36 CFR 1228	Disposition Of Federal Records
36 CFR 1230	Micrographic Records Management
36 CFR 1232	Audiovisual Records Management
36 CFR 1234	Electronic Records Management
36 CFR 1236	Management Of Vital Records
36 CFR 60	National Register Of Historic Places
40 CFR 61	National Emission Standards For Hazardous Air Pollutants
40 CFR 82	Protection Of Stratospheric Ozone
40 CFR 122	EPA Administered Permit Programs: The National Pollutant Discharge Elimination System
40 CFR 262	Standards Applicable To Generators Of Hazardous Waste
40 CFR 264	Standards For Owners And Operators Of Hazardous Waste Treatment, Storage, And Disposal Facilities
40 CFR 265	Interim Status Standards For Owners And Operators Of Hazardous Waste Treatment, Storage, And Disposal Facilities
40 CFR 268	Land Disposal Restrictions
40 CFR 302	Designation, Reportable Quantities, and Notification
40 CFR 355	Emergency Planning And Notification
40 CFR 370	Hazardous Chemical Reporting: Community Right-To-Know
40 CFR 372	Toxic Chemical Release Reporting: Community Right-To-Know
40 CFR 761	Polychlorinated Biphenyls (PCBs) Manufacturing, Processing, Distribution In Commerce, and Use Prohibitions
40 CFR 763	Asbestos
40 CFR 60.150	Standards Of Performance For New Stationary Sources
41 CFR 101	Federal Property Management Regulations
41 CFR 102-192	Mail Management
48 CFR 970	DOE Management And Operating Contracts
49 CFR 40	Procedures For Transportation Workplace Drug Testing Programs
49 CFR 130	Oil Spill Prevention And Response Plans
49 CFR 107	Hazardous Materials Program Procedures
49 CFR 171	General Information, Regulations, and Definitions
49 CFR 172	Hazardous Materials Table, Special Provisions, Hazardous Materials Communications, Emergency Response Information And Training Requirements
49 CFR 173	Shippers -- General Requirements For Shipments And Packagings

J.C.2 DOE DIRECTIVES AND AGREEMENTS

J.C.2.1 Directives, Regulations, Policies, and Standards

Document Number	Title
CRD M 140.1-1B	Interface with the Defense Nuclear Facilities Safety Board
CRD O 151.1A	Comprehensive Emergency Management System
DOE M 200.1-1 (except Chapter 2)	Telecommunications Security Manual
CRD N 205.2	Foreign National Access to DOE Cyber Systems
CRD N 205.3	Password Generation, Protection, and Use
CRD O 221.1	Reporting Fraud, Waste, and Abuse to the Office of Inspector General
CRD O 221.2	Cooperation With the Office of the Inspector General
CRD O 225.1A	Accident Investigations
CRD O 231.1, Chg 2	Environment, Safety And Health Reporting
CRD O 232.1A	Occurrence Reporting and Processing of Operations Information
CRD O 241.1	Scientific and Technical Information Management
CRD O 350.1, Chg 1	Contractor Human Resources Management Program
CRD O 413.1A	Management Control Program
CRD O 414.1A	Quality Assurance
CRD O 433.1	Maintenance Management Program for DOE Nuclear Facilities
CRD O 440.1A	Worker Protection Management For Doe Federal And Contractor Employees
CRD N 450.4	Assignment of Responsibilities for Executive Order 13148, Greening the Government Through Leadership in Environmental Management
CRD O 460.1A	Packaging and Transportation Safety
CRD O 460.2, Chg 1	Contractor Requirements Document Departmental Materials Transportation & Packaging Management
CRD O 461.1	Packaging and Transfer or Transportation of Materials of National Security
CRD M 471.2-1B	Classified Matter Protection and Control Manual (Only Chapter III, Paragraphs 1 and 2, and Chapter IV are applicable)
CRD M 471.2-2	Classified Information Systems Security Manual
CRD O 471.2A	Information Security Program
CRD O 472.1B	Personnel Security Activities Contractor Requirements Document
CRD O 473.2	Protective Force Program
CRD M 473.2-1A	Firearms Qualification Courses Manual
CRD N 473.6	Security Conditions
CRD M 474.1-1	Manual for Control and Accountability of Nuclear Materials
CRD M 474.1-2, Chg 2	Nuclear Materials Management and Safeguards System Reporting and Data Submission
CRD O 474.1A	Control and Accountability of Nuclear Materials
CRD M 475.1-1A	Identifying Classified Information
DOE 1270.2B	Safeguards Agreement with the International Atomic Energy Agency
DOE 1340.1B	Management of Public Communications Publications and Scientific, Technical and Engineering Publications
DOE 1350.1, Chg 1	Audiovisual and Exhibits Management
DOE 1450.4	Consensual Listening-In To Or Recording Telephone/Radio Conversations
DOE 2110.1A, Chg 2	Pricing of Departmental Materials and Services
DOE 5400.1, Chg 1	General Environmental Protection Program
DOE 5400.5, Chg 1&2	Radiation Protection of the Public and the Environment
DOE 5480.19, Chg 1	Conduct of Operations Requirements for DOE Facilities
CRD 5480.20A	Personnel Selection, Qualifications, and Training Requirements of DOE Nuclear Facilities
DOE 5530.3, Chg 1	Radiological Assistance Program
DOE 5610.2, Chg 1	Control of Weapon Data
DOE 5632.1C	Protection and Control of Safeguards and Security Interests

J.C.2.2 DOE-RL Supplemented Contractor Requirement Documents

Document Number	Title
CRD O 110.3 (5/8/00)	Conference Management
CRD N 142.1 (Supp Rev 0)	Unclassified Foreign Visits and Assignments
CRD M 200.1-1, Chapter 9, (Supp Rev 0)	Public Key Cryptography and Key Management
CRD N 205.1 (Supp Rev 0)	Unclassified Cyber Security Program
CRD N 205.4 (Supp Rev 0)	Handling Cyber Security Alerts and Advisories and Reporting Cyber Security Incidents
CRD O 420.1A, (Supp Rev 0)	Facility Safety
CRD O 425.1B (Supp Rev 1)	Startup And Restart Of Nuclear Facilities
CRD O 430.1A (Supp Rev 2)	Life Cycle Asset Management
CRD O 435.1, Chg 1 (Supp Rev 0)	Radioactive Waste Management
CRD O 440.2A (Supp Rev 1)	Aviation Management and Safety
CRD O 442.1A (Supp Rev 1)	Department of Energy Employee Concerns Program
CRD O 470.1 Chg 1 (Supp Rev 1)	Safeguards and Security Program Requirements
CRD O 470.2B (Supp Rev 2)	Independent Oversight and Performance Assurance Program
CRD O 471.1A (Supp Rev 0)	Identification and Protection of Unclassified Controlled Nuclear Information
CRD M 471.2-1C (Supp Rev 0)	Classified Matter Protection and Control Manual
CRD N 471.3 (Supp Rev 0)	Reporting Incidents of Security Concern
CRD M 473.2-2, Chg 1 (Supp Rev 0)	Protective Force Program Manual
CRD O 481.1B (Supp Rev 0)	Work for Others (Non Department of Energy Funded Work)
CRD O 551.1A Chg 1 (Supp Rev 0)	Official Foreign Travel
CRD M 5632.1C-1, Chg 1 (Supp Rev 2)	Protection of Safeguards and Security Interests

J.C.2.3 DOE-RL Implementing Documents

Document Number	Title
DOE-0223	RL Emergency Implementing Proc
DOE/RL-2001-0036, REV. 0	Hanford Site-wide Transportation Safety Document
DOE/RL-2002-12	Hanford Radiological Health and Safety Document
DOE/RL-89-10	Hanford Federal Facility Agreement and Consent Order (Tri-Party Agreement), Revision 5
DOE/RL-91-31, Chg 4	Hanford Site Waste Minimization and Pollution Awareness Program Plan
DOE/RL-92-36, Release No. 34 (November 21, 2002)	Hanford Site Hoisting and Rigging Manual
DOE/RL-94-02	Hanford Emergency Management Plan
DOE/RL-96-68, Rev. 2	Hanford Analytical Services Quality Assurance Requirements Document
DOE/RL-SOD-INST L&T.001, Chg 2	Hanford Site Lockout and Tagout Program
DOE/RW-0333P, Rev. 8	Office of Civilian Radioactive Waste Management - Quality Assurance Requirements and Description for the Civilian Radioactive Waste Management Program.

J.C.2.4 DOE-RL Directives (RLID)

Document Number	Title
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